

2009 DRAFTING REQUEST

Bill

Received: 11/04/2009

Received By: tkuczens

Wanted: As time permits

Identical to LRB:

For: Kathleen Vinehout (608) 266-8546

By/Representing: Linda Kleinschmidt

This file may be shown to any legislator: NO

Drafter: tkuczens

May Contact:

Addl. Drafters:

Subject: Occupational Reg. - prof lic

Extra Copies:

Submit via email: YES

Requester's email: Sen.Vinehout@legis.wisconsin.gov

Carbon copy (CC:) to: tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Authorize optometrists to dispense medicated contact lenses

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tkuczens 11/04/2009	kfollett 11/04/2009		_____			
/1			mduchek 11/04/2009	_____	lparisi 11/04/2009	cdurst 11/05/2009	

FE Sent For:

<END>

→ Not Needed

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/?	tkuczens	11/5/09 11/4/09	11/4/09	_____	_____		

FE Sent For:

<END>

Kuczenski, Tracy

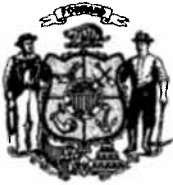
From: Kleinschmidt, Linda
Sent: Wednesday, November 04, 2009 3:35 PM
To: Kuczenski, Tracy
Subject: Email from LRB Website

Hi Tracy,

Sen. Vinehout requests a Senate companion bill to Rep. Seidel's bill 3569/3.

Thank you.

Linda Kleinschmidt
Chief of Staff
Office of State Senator Kathleen Vinehout
104 South State Capitol - PO Box 7882
Madison, WI 53707-7882
608-266-8546
1-877-763-6636



State of Wisconsin
2009 - 2010 LEGISLATURE

3814/1
LRB-3569/1
TKK:jld:ph
Stays RMNR

2009 BILL

No changes
11/4/09

Regen

- 1 AN ACT ~~to renumber and amend~~ 449.18 (6) (am) 2.; ~~to amend~~ 449.01 (1) (a) 2.
2 c. and 961.39 (intro.), (1), (2) and (4); and ~~to create~~ 449.18 (6) (am) 2. b. of the
3 statutes; **relating to:** authorizing certain optometrists to dispense contact
4 lenses that deliver a therapeutic pharmaceutical agent.

Analysis by the Legislative Reference Bureau

Under current law, a person licensed to practice the profession of optometry by the Optometry Examining Board (board) in the Department of Regulation and Licensing may, among other practices, prescribe contact lenses. If the person was first licensed on or after August 1, 2006, or holds a certificate issued by the board, the person may also prescribe or administer drugs for ocular therapeutic purposes. However, the person may not dispense drugs.

This bill permits a person licensed to practice the profession of optometry who is authorized to prescribe or administer a therapeutic pharmaceutical agent to dispense contact lenses that deliver the therapeutic pharmaceutical agent.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 5 SECTION 1. 449.01 (1) (a) 2. c. of the statutes is amended to read:

BILL**SECTION 1**

1 449.01 (1) (a) 2. c. Prescribing or administering drugs for ocular therapeutic
2 purposes, dispensing contact lenses that deliver a therapeutic pharmaceutical agent
3 under s. 449.18 (6) (am) 2. b., or removing superficial foreign bodies from the eye or
4 an appendage to the eye under s. 449.18.

5 **SECTION 2.** 449.18 (6) (am) 2. of the statutes[✓] is renumbered 449.18 (6) (am) 2.
6 (intro.) and amended to read:

7 449.18 (6) (am) 2. (intro.) Dispense, as defined in s. 450.01 (7), other than by
8 prescribing or administering. This subdivision does not prohibit the optometrist
9 from providing doing any of the following:

10 a. Providing a complimentary sample of a therapeutic pharmaceutical agent
11 to a patient to whom the optometrist has rendered therapeutic care.

12 **SECTION 3.** 449.18 (6) (am) 2. b. of the statutes[✓] is created to read:

13 449.18 (6) (am) 2. b. Dispensing a contact lens that also delivers a therapeutic
14 pharmaceutical agent, if the optometrist is authorized to prescribe or administer the
15 therapeutic pharmaceutical agent under the rules promulgated under par. (cm).

16 **SECTION 4.** 961.39 (intro.),[✓] (1), (2) and (4) of the statutes are amended to read:

17 **961.39 Limitations on optometrists.** (intro.) An optometrist who is allowed
18 under s. 449.18 (1) to use therapeutic pharmaceutical agents and under s. 449.18 (6)
19 (am) 2. b. to dispense a contact lens that delivers a therapeutic pharmaceutical
20 agent:

21 **(1)** May not prescribe, dispense, or administer a controlled substance included
22 in schedule I or II.

23 **(2)** May prescribe, dispense, or administer only those controlled substances
24 included in schedules III, IV, and V that are permitted for prescription or
25 administration under the rules promulgated under s. 449.18 (6) (cm).

BILL

1 **(4) May not dispense other than by prescribing or administering as provided**
2 under s. 449.18 (6) (am) 2. b.

3 (END)

Duerst, Christina

From: Kleinschmidt, Linda
Sent: Wednesday, November 04, 2009 4:40 PM
To: LRB.Legal
Subject: Draft Review: LRB 09-3814/1 Topic: Authorize optometrists to dispense medicated contact lenses

Please Jacket LRB 09-3814/1 for the SENATE.